

OS-18-05

Attorney's Docket No.: 15916-023002 / 440.1 CON

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Paul Negulescu et al. Art Unit : 1647
Serial No. : 09/468,002 Examiner : R. Landsman
Filed : December 20, 1999
Title : PROMISCUOUS G-PROTEIN COMPOSITIONS AND THEIR USE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §§3.73(b) AND 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), Invitrogen Corporation certifies that it is the assignee of the entire right, title, and interest in the above-referenced application by virtue an assignment from the inventors to Aurora Biosciences Corporation at Reel 8889, Frame 0595 on January 12, 1998; from Aurora Biosciences Corporation to Vertex Pharmaceuticals (San Diego) LLC at Reel 013782, Frame 0142 on July 8, 2003; and from Vertex Pharmaceuticals (San Diego) LLC to Invitrogen Corporation at Reel 013767, Frame 0611 on June 30, 2003. Invitrogen Corporation also certifies that it is the assignee of U.S. Pat. No. 6,004,808 by virtue of an assignment from the inventors to Aurora Biosciences Corporation at Reel 8889, Frame 0595 on January 12, 1998; from Aurora Biosciences Corporation to Vertex Pharmaceuticals (San Diego) LLC at Reel 013782, Frame 0142 on July 8, 2003; and from Vertex Pharmaceuticals (San Diego) LLC to Invitrogen Corporation at Reel 013767, Frame 0611 on June 30, 2003.

The undersigned has reviewed all the documents in the chain of title of the above-referenced application and to the best of undersigned's knowledge and belief, title is in Invitrogen Corporation.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a double patenting rejection, the assignee referenced above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above-referenced application subsequent to the expiration date of U.S. Pat. No. 6,004,808, provided that any patent granted on the above-referenced application

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shall be enforceable only for and during such period that it is commonly owned with U.S. Pat. No. 6,004,808.

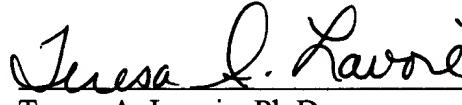
The assignee referenced above does not disclaim any terminal part of any patent granted on the above-referenced application prior to the expiration date of the full statutory term of U.S. Pat. No. 6,004,808 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Pat. No. 6,004,808.

This disclaimer runs with any patent granted on the above-referenced application and is binding upon the grantee, its successors or assigns.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050, referencing Attorney Docket No. 15916-023002.

Respectfully submitted,

Date: 5/17/05



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